

PATENT  
DOCKET NO.: 53375/1385

# 3

**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventors : Keisuke TAMURA et al.  
Serial No. : 09/812,690  
Filed : 21 March 2001  
For : A MICROSCOPE

ASSISTANT COMMISSIONER  
FOR PATENTS  
Washington, D.C. 20231

**RECEIVED**

SEP 04 2001

OFFICE OF PETITIONS

Attention: **Office of Petitions**

**PETITION TO ACCORD A FILING DATE (37 C.F.R. § 1.182)**

Sir:

In response to the Notice of Incomplete Nonprovisional Application mailed 12 July 2001, submitted herewith is the following documentary evidence of the complete filing of this application on 21 March 2001:

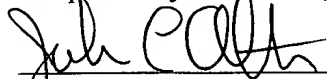
- 1) Stamped filing postcard indicating all the filing documents enclosed
- 2) Stamped Serial No. postcard
- 3) Copy of Application Transmittal letter
- 4) Copies of 7 sheets of drawings as filed (this erroneously included a duplicate sheet of Figs. 7 and 8)
- 5) Part 2 of Notice of Incomplete Nonprovisional Application
- 6) Part 2 of Cover Letter for Correction of Previous Notice.

These documents clearly show that the application was complete at the time of filing, including eight drawing figures (seven sheets of drawings, including a duplicate sheet of Figs. 7 & 8). It is respectfully requested that the Notice of Incomplete Nonprovisional Application be rescinded since the drawings appear to have been lost at the PTO.

The Commissioner is hereby authorized to charge the Petition fee of \$130.00 under 37 CFR 1.17(h) to Deposit Account No. 11-0600. However, applicants are entitled to a filing date of 21 March 2001 and the petition fee should therefore be refunded. A copy of this petition is enclosed for that purpose.

Dated: 30 August 2001

Respectfully submitted,

  
John C. Altmiller  
(Reg. No. 25,951)

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